

W. Swepson and their successors and their assigns be and are constituted a body politic and corporate, by the name and style of the "Comstock Mining and Smelting Company," for the purpose of mining, working and exploring for gold, silver, copper and other metals and minerals and for mining, vending, smelting and working the same, and for working and manufacturing, and by that name may sue and be sued, plead and be impleaded, appear, prosecute and defend in any court of law or equity whatever, and in all suits and actions contract and be contracted with, and may have and use a common seal and the same alter at pleasure, and may enjoy all the rights and privileges and powers necessary or incident to mining, smelting, manufacturing and vending metals or chemicals, and may also purchase, hold, convey and give, issue or receive mortgages or bonds on real or personal estate or property, with a capital not to exceed one million of dollars. Powers.

SEC. 2. *Be it further enacted*, That the said corporation may divide their stock in such number of shares and provide for the transfer and sale thereof in such manner and form as the said corporation shall from time to time deem expedient, and may buy and collect assessments and forfeits, and sell delinquent shares in such manner as the by-laws may direct, and shall issue scrip for the shares of stock, and each share shall entitle the holder thereof to one vote in meetings of the stockholders, and also said company shall have power to enact such by-laws and regulations as they may deem necessary, not repugnant to the laws of the State and Confederate States. Stock. By-laws.

SEC. 3. *Be it further enacted*, That it shall be lawful for the corporation to be managed by three or five directors, who shall have power to fill vacancies in their own number, pass and enact or amend by-laws, and shall continue in office until others are elected or appointed, and also to exercise all such rights and powers as by this act are granted; but the stockholders shall have the power to elect said directors annually, two of whom shall be actual residents of the State. Directors.

SEC. 4. *Be it further enacted*, That it shall be lawful for S. G. Murphy, T. J. Craft and G. W. Swepson to manage Organization of company.